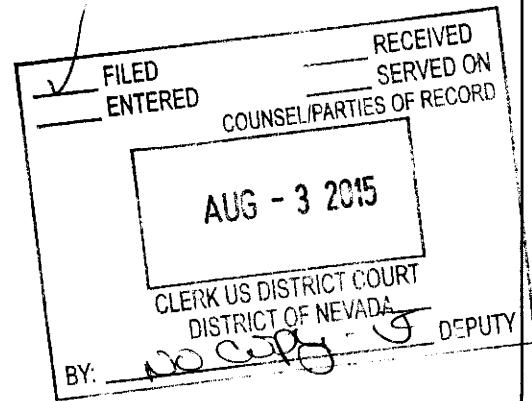


1 Randy Heyden
2 PO Box 3600
3 Stateline, Nevada 89449
4 Phone 707-486-4486
5 rjrand88@gmail.com



8
9 **UNITED STATES DISTRICT COURT**
10 **FOR THE DISTRICT OF NEVADA**

11 Randy Heyden) Case No.: 3:15-CV-00226
12 Plaintiff,) Date Filed: 4-23-2015
13 vs.) NOTICE OF MOTION AND
14 TAMMY W. CARNEVALE; QUARTZSITE) MOTION FOR RECONSIDERATION
15 JUSTICE COURT OF THE STATE OF) OF ORDER DISMISSING CASE AND
16 ARIZONA, COUNTY OF LA PAZ,) TO CORRECT THE RECORD.
17 Defendant,)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

TO ALL PARTIES AND ATTORNEY'S OF RECORD:

STATEMENT OF FACTS

1. On April 23, 2015 Plaintiff, Randy Heyden, filed into United States District Court in the District of Nevada (Reno), a Complaint for violations of the FDCPA, and a related Removal of the Charging Instruments relating to this case. (Dkt. No. 1).
2. The Summons was issued correctly (Dkt. No. 2).
3. On April 29, 2015 an Order Dismissing Case signed by Judge Miranda M. Du stating that the Removal was improver. (Dkt. No. 3). **Plaintiff, Randy Heyden, requests Reconsideration of this Order.**

1 4. Upon entry into the Court system, an error occurred. The Complaint and Removal were
2 combined and input into improper order. Plaintiff, Randy Heyden, was somehow input
3 as the Defendant and the Defendant(s) TAMMY W. CARNEVALE AND
4 QUARTZSITE JUSTICE COURT OF THE STATE OF ARIZONA, COUNTY OF LA
5 PAZ, were entered into the system as Arizona, State of as Plaintiff.
6
7 5. Plaintiff, Randy Heyden, does not object to the removal being dismissed as to
8 jurisdiction. Plaintiff Randy Heyden does object to the Order of Dismissal of the
9 Complaint for a valid FDCPA complaint.
10 6. Plaintiff, Randy Heyden, hereby requests for reconsideration of the Order of the
11 Dismissal of the Complaint, and requests reinstatement so he may proceed with his case.
12
13 7. Plaintiff, Randy Heyden, hereby requests the Court Order the correction in the Court
14 System and the Docket to state as follows:
15

Plaintiff

Randy Heyden

vs.

Defendant(s)

Tammy Carnevale, an Individual

QUARTZSITE JUSTICE COURT OF THE STATE OF ARIZONA, COUNTY OF LA
PAZ

DATE: July 31, 2015

Respectfully submitted by,



Randy Heyden,
plaintiff in pro se

1 Randy Heyden
2 PO Box 3600
3 Stateline, Nevada 89449
4 Phone 707-486-4486
5 rjrand88@gmail.com

6

7

8 **UNITED STATES DISTRICT COURT**

9 **FOR THE DISTRICT OF NEVADA**

10 Randy Heyden) Case No.: 3:15-CV-00226
11 Plaintiff,) Date Filed: 4-23-2015
12)
13 vs.) PROPOSED] ORDER FOR
14 TAMMY W. CARNEVALE; QUARTZSITE) RECONSIDERATION OF
15 JUSTICE COURT OF THE STATE OF) DISMISSAL OF COMPLAINT
16 ARIZONA, COUNTY OF LA PAZ.)
17 Defendants.)
18
19
20

21 Plaintiff, Randy Heyden, has requested reconsideration of Order for Dismissal of
22 Complaint and to correct the Courts system records. Upon good cause shown:

23 **IT IS SO ORDERED,**

24 1. That the Order issued on April 29, 2015 Dismissing the Case is to be modified and that
25 the original Complaint for violations of FDCPA be reinstated.
26 2. The Court Order the clerk to make the following correction in the Court System and the
27 Docket to state as follows:

1 **Plaintiff**

2 Randy Heyden

3 Vs.

4 **Defendant(s)**

5 Tammy Carnevale, an Individual

6 QUARTZSITE JUSTICE COURT OF THE STATE OF ARIZONA, COUNTY OF LA
PAZ

7

8

9 DATE: _____

10 _____
11 **Judge**
12 United States District Judge

PROOF OF SERVICE

The undersigned declares as follows:

I am a resident of the County of Sonoma, State of California, and at the time of service I was over 18 years of age and not a party to this action.

My business address is 150 Raley Town Center Ste 2512, Rohnert Park, CA 94928.

On below date, I served the following document (s) described as:

MOTION FOR RECONSIDERATION OF ORDER TO DISMISS

I served the documents on the persons below, as follows:

TAMMY W. CARNEVALE, Individually &
QUARTZSITE JUSTICE COURT
555 N. PLYMOUTH, PO BOX 580
QUARTSITE, AZ 85346-0580
FAX 928-927-4842

 x (BY FAX) I caused said document to be faxed to the addressee(s) and then placed in the United States Mail.

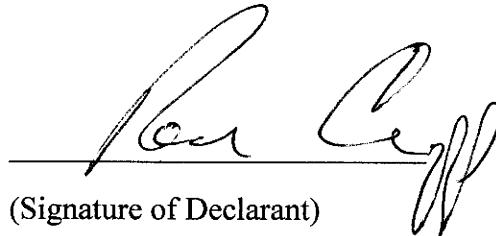
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: July 31, 2015, at Rohnert Park, California.

RONALD CUPP

(Type or Print Name of Declarant)

(Signature of Declarant)



RONALD CUPP
150 RALEY TOWN CENTER STE 2512
ROHNERT PARK, CA 94928